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MEMORANDUM

TO: THE HONORABLE TREVOR OZAWA
HONOLULU CITY COUNCIL

FROM: CATHERINE PLIGAVKO, LEGISLATIVE ANALYST *CP*
OFFICE OF COUNCIL SERVICES

THROUGH: JAMES WILLISTON, DIRECTOR *Jaw*
OFFICE OF COUNCIL SERVICES

SUBJECT: REVIEW OF COUNCILMEMBERS' CD1 PROPOSED CAPITAL
PROJECTS FOR CONSISTENCY WITH CHAPTER 4, ARTICLE 8
(PUBLIC INFRASTRUCTURE MAPS), REVISED ORDINANCES OF
HONOLULU

The proposed CD1 amendments submitted by Councilmembers for inclusion in Bill 16 (2018), the Executive Capital Budget for FY 2019, have been reviewed for consistency with the City's public infrastructure maps ("PIMs"). Chapter 4, Article 8, Revised Ordinances of Honolulu 1990 ("ROH"), relates to the adoption of PIMs, and specifies which major public facilities must be shown on a PIM prior to the appropriation of land acquisition or construction funds. A project qualifies as major public infrastructure if it meets the following criteria:

1. It has a significant impact on surrounding land uses or the natural environment;
2. It establishes a new facility;
3. It substantially changes the function of an existing facility; or
4. It involves modification (replacement or renovation) of an existing facility which would permit significant new development or redevelopment.

ROH Section 4-8.1(e) provides that the City Council ("Council") has the authority to resolve all questions of interpretation regarding whether a project requires placement of a symbol on the PIM.

Almost all the projects reflected in the Councilmembers' proposed amendments to the Executive Capital Budget: 1) are properly designated on a PIM or existing facilities; 2) are exempt or minor projects that do not need to be shown on PIMs; or 3) need not be placed on PIMs since they do not involve appropriations for land acquisition or construction. Of the approximately 47 capital amendments reviewed, six proposed CD1 projects, as follows, warrant further review (see attached "Exhibit A" report for details):

1. Bikeway Improvements;
2. Acquisition of Hilo Hattie Building, Iwilei;
3. Community Revitalization Initiative;
4. Housing and Hygiene Center;
5. Urban Honolulu Hygiene and Medical Triage Centers; and
6. Koko Head District Park.

If a PIM resolution has been introduced or will be introduced, ROH Section 4-8.2(d) provides that the Department of Planning and Permitting ("DPP") has 75 days following the introduction of such resolution to prepare a report making a recommendation to the Council regarding the proposed PIM amendment(s). The ordinance further provides that unless such DPP report is received by the Council, no action on the resolution shall be taken by the Council prior to the expiration of the 75 days except on a motion supported by two-thirds of the entire Council membership.

The Council could choose to amend the project description, as written in the proposed amendment form, to further clarify the intended scope of the project or limit funding to those project phases (e.g., planning and design) that do not require a PIM symbol. Alternately, the Council could add such projects to those already listed in Section 14 of Bill 16 (2018), CD1 which is the proviso that relates to PIM conformance of FY 2019 capital improvement projects.

If you have questions, please do not hesitate to contact me.

CP/tt

Attachment

Projects with Indeterminate PIM Amendment Requirements

1. Bikeway Improvements
Councilmember: Fukunaga
Function: Highways and Streets
Program: Bikeways and Bikepaths
Department: Transportation Services
Phases: Language Change Only; Existing Phases: L, P, D, C, I, E
Funding: FG, BK

The amendment contains a proviso that the City shall provide nearby parking alternatives to mitigate the adverse impact of loss of on street parking in urban Honolulu due to bikeway improvements. ROH Sec. 4-8.3(a) specifies that certain types of public improvement projects must be shown on the relevant PIM, including parking facilities. It is indeterminate whether a revision to the Primary Urban Center ("PUC") PIM is necessary, as it is unknown whether the parking alternatives are intended to be a public facility, thereby necessitating a "PKG" (Parking Facility) PIM symbol.

2. Acquisition of Hilo Hattie Building, Iwilei
Councilmember: Ozawa
Function: Human Services
Program: Human Services
Department: Community Services
Phases: L, P, D, C, X
Funding: GI

It is indeterminate whether a revision to the PUC PIM is necessary, as it is unknown whether the Hilo Hattie building is intended to be a public facility, thereby necessitating a "GB" (Governmental Building) PIM symbol. Note that since general improvement bond funds are the designated funding source, the City will have to have some property interest in the project.

3. Community Revitalization Initiative
Councilmember: Martin
Function: Human Services
Program: Human Services
Department: Community Services
Phases: L, P, D, C, X
Funding: GI

It is indeterminate whether a revision to a PIM is necessary, as it is unknown whether the proposed projects under the Community Revitalization Initiative are intended to be public facilities, thereby necessitating a "GB" (Governmental

Building) PIM symbol. Note that since general improvement bond funds are the designated funding source, the City will have to have some property interest in the projects.

4. Housing and Hygiene Center
Councilmember: Kobayashi
Function: Human Services
Program: Human Services
Department: Community Services
Phases: L, P, D
Funding: GI

It is indeterminate whether a revision to a PIM is necessary, as it is unknown whether the Housing and Hygiene Center is intended to be a public facility, thereby necessitating a "GB" (Governmental Building) PIM symbol. Note that since general improvement bond funds are the designated funding source, the City will have to have some property interest in the project.

5. Urban Honolulu Hygiene and Medical Triage Centers
Councilmember: Fukunaga
Function: Human Services
Program: Human Services
Department: Community Services
Phases: L, P, D, C, X
Funding: GI

It is indeterminate whether a revision to a PUC PIM is necessary, as it is unknown whether the Urban Honolulu Hygiene and Medical Triage Centers are intended to be public facilities, thereby necessitating a "GB" (Governmental Building) PIM symbol. Note that since general improvement bond funds are the designated funding source, the City will have to have some property interest in the projects.

Projects that may require a PIM Amendment

1. Koko Head District Park
Councilmember: Ozawa
Function: Culture-Recreation
Program: Participant, Spectator and Other Recreation
Department: Design and Construction
Phases: P, D, C
Funding: GI

This project proposes the redesign of the existing parking facilities at the Koko Head District Park and the construction of additional parking areas. ROH Sec. 4-

8.3(a) specifies that certain types of public improvement projects, including parking facilities, must be shown on the relevant PIM. A revision to the East Oahu PIM may be necessary depending upon the size of the proposed parking expansion. If the envisioned parking expansion is large enough to be deemed major, a "P/M" (Park Modification) or "PKG" (Parking Facility) symbol may be necessary. A review of the East Oahu PIM indicates that "P/M" symbols were placed through Ord. 98-41. However, Ord. 98-41 does not specify the purpose of placing the "P/M" symbols in 1998 and notably, a "P/M" symbol was placed in two locations of which only one is located within the boundaries of the Koko Head District Park. A new "P/M" symbol could be placed on the East Oahu PIM to indicate current legislative intent. The Council may also wish to ask the DPP if the "P/M" symbols (PIM Symbol No. 006) currently placed on the PIM should be administratively deleted per ROH Sec. 4-8.2(b). In the alternative, a resolution could be introduced to specify that the existing PIM Symbol No. 006 covers the proposed parking improvements.